

Court of Appeals, State of Michigan

ORDER

James Lewis Weimer v Cathy Sue Bliss

Docket No. 259741

LC No. 03-003636-DC

Bill Schuette
Presiding Judge

William C. Whitbeck, CJ

Richard Allen Griffin
Judges

The Court orders that in lieu of granting the application for leave to appeal and pursuant to MCR 7.205(D)(2), this matter is REMANDED to the Jackson Circuit Court, Family Division, for reconsideration of plaintiff's motion to modify child support. The trial court did not adequately fulfill its statutory duty to memorialize and explain its holding, as required by MCL 552.17. *Burba v Burba (After Remand)*, 461 Mich 637; 610 NW2d 873 (2000). The trial court may, within its discretion, refer the matter to a Friend of the Court referee for investigation and/or a hearing. MCL 552.507, MCR 3.215. In the event that modification is granted on remand, the order shall apply prospectively only.

This Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 26 2005

Date

Sandra Schultz Mengel
Chief Clerk